



**REGULAR MEETING OF THE CITY COUNCIL AND THE
CITY COUNCIL SITTING AS
THE REDEVELOPMENT AGENCY BOARD**

**Council Chambers in City Hall
68-700 Avenida Lalo Guerrero
Cathedral City, CA 92234
WEDNESDAY, DECEMBER 14, 2005**

ROLL CALL

Present: Council Members/RDA Board Members England, Marchand, Vasquez,
Mayor Pro Tem/RDA Vice Chair Pettis, and Mayor/RDA Chairman DeRosa

Absent: None

The Regular meeting evening session began at 6:35 p.m. and was opened by Mayor DeRosa who asked us to keep two members of the community, Debbie Sowles and Jim Blake, in our thoughts and prayers.

INVOCATION

Invocation was given by Pastor David Pelletier of the Cathedral City Metropolitan Church.

FLAG SALUTE AND PRESENTATION OF COLORS

The Cathedral City High School Junior Air Force ROTC did the Presentation of Colors and Mayor DeRosa led the Pledge of Allegiance.

CLOSED SESSION AGENDA

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 5495

Northerly of East Palm Canyon Drive bounded by
Cathedral Canyon Drive to the west, Avenida Lalo
Guerrero to the north and Monty Hall Drive to the east
and that certain real property located southerly of
East Palm Canyon Drive, bounded by Van Fleet to

- Property Location: the East, B Street to the South and Cathedral Canon Drive Avenue to the west excluding therefrom that certain property bounded by A Street to the north, West Buddy Rogers Avenue to the east, B Street to the south and Cathedral Canyon Drive to the west.
- Negotiating Parties: Cathedral City Redevelopment Agency and Tri-Millennium Cathedral City LLC
- Property Owner: Cathedral City Redevelopment Agency
- Under Negotiation: Property Negotiations.
- 2 CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.9, Subd. (k):
- Property Location: 68510 East Palm Canyon Suite 120
- Negotiating Parties: Cathedral City Redevelopment Agency and Antoni, Inc.
- Property Owner: Cathedral City Redevelopment Agency
- Under Negotiation: Property Negotiations/Lease
- 3 CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.9, Subd. (k):
- Property Location: South of East Palm Canyon Drive, West of the Perez Road extension, East of the 68th Street extension, APN#s 687-030-010 and 074
- Negotiating Parties: Redevelopment Agency and Desert Hills Mobile Home Park, Inc.
- Property Owner: Redevelopment Agency and O'Brien
- Under Negotiation: Property Negotiations
- 4 CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code Section 54956.9, Subd. (k):
- Case Name: The City of Cathedral City vs. James Lucero, an individual, Elaine Lucero, an individual, Chandler J. Mahoney, an individual, Marie Corporation, a Corporation, Connie Ahumada, an individual; and DOES 1 through 50, inclusive
- Case No.: Superior Court of the State of California In and for the County of Riverside, Indio Branch Case No. INC047273
- 5 CONFERENCE WITH LEGAL COUNSEL REGARDING ANTICIPATED LITIGATION
- Number of Potential Cases: 1
- 6 CONFERENCE WITH LEGAL COUNSEL- POTENTIAL LITIGATION pursuant to Government Code Section 54956.9, Subd. (b)
- Number of Potential Cases: 4
- 7 CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6

Agency Negotiator: Donald Bradley, City Manager
 Represented Employees: 1) Cathedral City Police Officers Association Fire Management Associatio
 CCPOA); 2) American Federation of State, County and Municipal (CCFM/
 4) Cathedral City Professional Fire Fighters Association. (CCPFA)

CLOSED SESSION ANNOUNCEMENTS:

City Attorney Green advised there were no reportable actions out of closed session.

PUBLIC COMMENTS

Bill Cohen - Cathedral City Mr. Cohen spoke about Citizens On Patrol.
 Jim Warlin - Cathedral City Mr. Warlin spoke about Code Enforcement.
 John Howell - Rancho Mirage - Mr. Howell commented on Eminent Domain.
 Fire Battalion Chief Hatfield gave a brief report on the Safe Surrender Program for
 newborn babies.

Mayor DeRosa closed Public Comments.

AGENDA FINALIZATION

There were no changes to the Agenda.

Student Reports

Received school reports from Douglas Crawford and Deborah Gonzales, Cathedral City High School.

COUNCIL COMMENTS

Council Member Marchand - Holidays, Happy Birthday to Greg Pettis and Kendall Berkey.
 Adjourn in Memory of Past Council member of L.A. Marvin Brawley

Mayor Pro Tem Pettis - attended the Natl. League of Cities meeting and brought back material for
 Council. Attended Roundtable discussion on Meth with 50 cities participating. James Hunt new
 President of League.

Council Member Vasquez -Thanked Deanna Presgrove for doing the Senior public safety/shredding
 event. Boys & Girls Club Dec 20th Open House, Scott Robinson is new Director.

Council Member England - Sunline new hydrogen bus - new technology has been developed on
 east coast. Only one in existence right now. Hybrid emissions are only water!

Mayor DeRosa - advised there would be recognition at the next meeting of Code Enforcement/Fire
 Department employees. The Cathedral City Library will celebrate their 10th anniversary on
 January 18, 2006.

PRESENTATIONS & PROCLAMATIONS

Mike Scacco presented seven \$100 bills to Francisco Nava, money which Francisco found on the way to school and turned in to his teacher. He was rewarded for his honesty with a certificate from Mayor DeRosa and the money.

Citizens on Patrol - (C.O.P.S). Mayor and Chief Hatfield recognized three key members from COPS.

Barbara and Maury Mortenson were here to commend the Paramedic teams.

MINUTES

The minutes from the special City Council/RDA Board meeting held on Wednesday, November 30th, 2005 and the minutes from the Special Closed Session City Council/RDA Board meeting, held on November 16th, 2005 were approved as read.

CONSENT AGENDA

Mayor Pro Tem Pettis requested that Item 5 be pulled for separate discussion.

Council Member Marchand moved approval of items 1-4 and 6-8 inclusive, motion seconded by Council Member Vasquez, motion carried 5-0 with one exception, Council Member England voted no on item 6.

1. Approved demands in the aggregate amount of \$4,941,211 for the month of November, 2005 by Minute Order # 4013 and Minute Order # R-1039.
2. Approved Tentative Parcel Map No. 34148: a proposal to subdivide 83.4 acres into 4 lots in the lots in Rio Vista Village (Specific Plan 97-55) located north of Verona Road and west Rio Guadalupe Road by Minute Order # 4014.
3. Approved Tentative Parcel Map No. 34063: a request to subdivide a 17.12 acre parcel into two lots, located in an R-1 (Single Family Residential) zone by Minute Order # 4015.
4. Appointed Jerry Hirschmann and Ted Barajas fill two vacancies on the Public Arts Commission, appointments to expire 6-30-08 by Minute Order # 4016.
6. Approval of Joint resolution of the City Council of the City of Cathedral City in the amount of \$250,000 between the Redevelopment Agency and Foundation for the California State University, San Bernardino by 1) Adopt City Council Resolution No. 2005-92; and 2) Adopt Redevelopment Agency Resolution No. R-427.
7. Authorization to purchase replacement vehicle in an amount not to exceed \$28,000 for the Cathedral City Police Department by Minute Order # 4018.

8. [Approved opposition to expansion of video services proposed to be offered by Bell Companies bypassing local franchise obligations by Minute Order # 4019.](#)
5. [Appointment of the following people people to the Cathedral City Marketing Committee: Elie Zod \(Hotels\), Maryam Ghaffari \(Media\), Tammy Perezchica \(Shopping Centers\), Mark Carnavale \(Restaurants\). Orie Mann \(Auto Dealers\), Fred Bell \(Chamber of Commerce\).](#)

Mayor Pro Tem Pettis moved to postpone this item until January 11th meeting, Council Member Marchand seconded, motion failed 2-3 with England, Vasquez and DeRosa voting NO.

Council Member Vasquez moved to approve the committee members as stated by Mayor DeRosa, motion seconded by Council Member England, motion carried 3-2 with Pettis and Marchand voting NO, by **Minute Order # 4017.**

PUBLIC HEARING

9. [Public Hearing regarding Redevelopment Agency amended and restated Five-Year Implementation Plan covering Calendar Year 2005-2009.](#)

There was a report by the Redevelopment Director, there was no public input. Council Member Marchand moved approval, motion seconded by Council Member England, motion carried 5-0 by **M.O. # R-1040.**

10. [Receive recommendations from the Cathedral City Planning Commission with respect to General Plan Amendment No. 04-001, Change of Zone No. 04-001, Design Review No. 04-020, and Development Agreement No. 05-001.](#)

There was a report from Rich Malacoff. Planning Department. Public Comments were opened by Mayor DeRosa. The following spoke against the project: Debbie Romig, E. Beal, and Bruce Keon of Cathedral City. The following spoke in favor of the project: Walt McLaughlin, Cathedral City, Jeffery Stein (the developere) Denver, Colorado, Stan Hoffman, Los Angeles, Mark Logan, La Quinta, and Paul Labet, Costa Mesa. Hearing no further comments the Mayor closed the Public Hearing.

Mayor DeRosa moved to 1) Adopt Resolution denying General Plan Amendment No. 04-001, 2) Deny Change of Zone No. 04-001, 3) Deny Design Review No. 04-020, 4) Deny Development Agreement No. 05-001. Motion is to deny, yes vote is to deny, Motion carried 3-2, with Mayor Pro Tem Pettis and Council Member England voting in the negative by **Minute Order # 4020.**

11. [Adopt Resolution of the City Council for the City of Cathedral City, approving The Cathedral City Parks and Recreation Master Plan and adopting a Negative Declaration of Environmental Impact.](#)

Report given by Bud Kopp, Interim City Planner. Public comments were opened and closed without comment. Council Member Marchand moved approval, motion seconded by Council Member England, motions carried 5-0 by **Resolution No. 2005-93**.

12. [Introduction of ordinance of the City Council for the City of Cathedral City, adding Chapter 9.106 titled "Dedication of Land for park and recreational purposes and payment of in-lieu of fees" to title 9, Planning and Zoning of the Cathedral City Municipal Code. \(Quimby Ordinance\) \(FIRST READING\)](#)

There was a report by Bud Koff, Interim City Planner. Public Comments were opened and closed without comment. Council Member Marchand moved approval, motion seconded by Council Member England, motion carried 5-0 by **M.O. # 4021**.

13. [Request for City Council to open the Public Hearing, take public comment and continue the public hearing to the next regularly scheduled City Council meeting of January 11, 2006 to discuss the development impact fees and justification Study.](#)

Mayor DeRosa opened Public Comments. Margaret Park representing the Tribal Council of Agua Caliente Band of Mission Indians, asked Council to continue this item until the January 25th City Council Meeting. There were no other Public Comments. Council Member Marchand moved to continue the Public Hearing until January 25th, 2006 Council Meeting, motion seconded by Council Member Vasquez, motion carried 5-0 by **Minute Order # 4022**.

14. [Joint Public Hearing of the City Council for the City of Cathedral City and the Redevelopment Agency with respect to disposition of property to Arnold Franz, Manual Valdez and Mario Valdez.](#)

Public Comments were opened and closed without comment. Council Member Marchand moved to continue this item until January 11, 2006, motion seconded by Council Member England, motion carried 5-0 by **Minute Order # 4023 and Minute Order # R-1041**

LEGISLATIVE ACTION(S)

15. [Approval of special code enforcement assessment against 30410 San Joaquin Drive.](#)

Report given by Battalion Chief Hatfield. Public Comments were opened and closed without comment. Council Member England moved approval, seconded by Mayor Pro Tem Pettins, motion carried 5-0 by **Minute Order 4023**. The property owner, came forward after the vote, wishing to speak, City Attorney Green advised Mayor DeRosa that since she came forward immediately, the council could allow her to speak. The property owner is objecting to the assessment. Car port make into master bedroom by prior owner. There was no action taken to change the decision of the Council.

16. [Approval of amendment to the Michael Paul Thiry contract for up to \\$12,000 in Public Arts Developer's fees for an increase in the amount and price of steel for the "Mountain Cathedrals" Sculpture.](#)

Report from Deputy City Manager Julie Baumer. Public Comments were opened and closed without comment. Council Member Marchand moved approval, motion seconded by Council Member England, motion carried 5-0 by **Minute Order 4024**.

COUNCIL REPORTS ON CITIZEN INQUIRIES AND CONCERNS

Mayor DeRosa advised there would be no meeting on December 28. The next meeting would be on January 11, 2006. The City Council had an incredibly successful year!

ADJOURNMENT

Hearing no further business to come before the Council the meeting was adjourned at 9:18 p.m. in memory of Marvin Braude, former Los Angeles City Councilman.

Pat Hammers, CMC
City Clerk